HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION No.9299 of 2006

DATED: 22.06.2007

Between:
Ch.Vijaya Kumar and another

.... Petitioners

AND

The Government of A.P rep. by its
Secretary, Endowments Department,
Secretariat, Hyderabad and others.

.....Respondents

HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION No.9299 OF 2006

ORDER:

Questioning the action of the respondents in not considering the case of the petitioners for regularization of their services, despite their long service, while regularizing the similarly situated employees, as illegal and arbitrary, the petitioners filed the present writ petition.

Heard the learned counsel for the petitioners and the learned Standing Counsel for Endowments.

By this writ petition, the petitioners, who are working as Night Watchmen in the third respondent-Devasthanam, are seeking regularization of their services on the ground that they have been working continuously without break in service. It is their further case that similarly situated persons, who worked with them, were regularized, ignoring their claim for regularization.

The issues raised in this writ petition viz., whether the

petitioners worked continuously without break in service and whether similarly situated persons were regularized are all disputed questions of fact, which cannot be gone into by this Court, in exercise of jurisdiction under Article 226 of the Constitution of India.

The writ petition is devoid of merit and the same is accordingly dismissed. However, the petitioners are at liberty to approach the appropriate forum provided under law for redressal of their grievance. No costs.

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N.V.RAMANA,J

Date:22-06-2007

Lrkm